

COMMISSION ON
PEACE OFFICER STANDARDS AND TRAINING

POST COMMISSION MEETING

**Majestic Garden Hotel - Anaheim
900 South Disneyland Blvd.
Anaheim, CA 92802**

Thursday, February 23, 2017

ACTION SUMMARY



EDMUND G. BROWN JR.
GOVERNOR

KAMALA D. HARRIS
ATTORNEY GENERAL

CALL TO ORDER

Commission Chair Joyce Dudley called the meeting to order.

HONOR GUARD AND FLAG SALUTE

The Honor Guard was provided by the Anaheim Police Department. The pledge of allegiance was led by Commissioner Dudley.

MOMENT OF SILENCE HONORING THE OFFICERS KILLED IN THE LINE OF DUTY

A moment of silence was held in honor of those peace officers who have been killed in the line of duty since the last regular Commission Meeting.

- Sergeant Rod Lucas, Fresno County Sheriff's Department
- Deputy Dennis Wallace, Stanislaus County Sheriff's Department
- Officer Gerardo Silva, Redwood City Police Department
- Officer Keith Boyer, Whittier Police Department
- Officer Lucas Chellew, California Highway Patrol

ROLL CALL OF COMMISSION MEMBERS

PRESENT

Rick Braziel
Lai Lai Bui
Thomas Chaplin
Richard DeLaRosa
Joyce Dudley
Sandra Hutchens
Laren Leichliter

Stephen Lindley
Geoff Long
Jethroe Moore II
Batine Ramirez
Laurie Smith
Walter Vasquez

ABSENT

Robert Doyle

A calling of the roll reflected a quorum was present.

INTRODUCTION OF POST ADVISORY COMMITTEE CHAIR, COMMISSION LEGAL COUNSEL, AND EXECUTIVE DIRECTOR

Commissioner Dudley introduced the POST Advisory Committee Chair Marcelo Blanco, POST Legal Counsel William “Toby” Darden, and Executive Director Manny Alvarez.

WELCOMING ADDRESS

Commissioner Sandra Hutchens, Sheriff, Orange County Sheriff’s Department, made welcoming remarks on behalf of Raul Quezada, Chief, Anaheim Police Department.

OPENING COMMENTS

Commissioner Dudley asked Executive Director Manny Alvarez to address the Commission and provide an update on POST.

PUBLIC COMMENT PERIOD

Commissioner Dudley read the public comment script. No one asked to address the Commission.

APPROVAL OF ACTION SUMMARIES AND MINUTES

A. Approval of the action summaries and minutes of the following meetings:

- Action Summary – October 27, 2016
- Meeting Minutes – October 27, 2016

MOTION – Long, Second – Braziel, Abstain – Chaplin, and carried unanimously to approve the action summary and meeting minutes of the October 27, 2016 Commission Meetings.

EMERGING TRENDS

B. Report on Emerging Trends in Law Enforcement

Commissioner Dudley called for a report on Emerging Trends.

Andrew Mendonsa, Law Enforcement Consultant, Management Counseling Leadership Development Bureau and Lieutenant John Geissberger, Albany Police Department, provided a presentation on the use of body worn cameras and the effect on report writing in Law Enforcement.

CONSENT

C. Approval of the Consent Agenda

Commissioner Dudley announced she would be requesting presentations by staff on Consent Items 4, 6 and 7.

The Commission heard reports on items:
4 – Report on the Course Certification Project
7 – Report on the Legislative Update

The Commission did not request a presentation on Consent Item 6 as they requested to make comment on the item.

Janna Munk, Law Enforcement Consultant, Training Program Services Bureau, provided a report on the Course Certification Project.

Dave Althausen, Legislative Manager, Executive Office, provided a report on proposed Legislative Bill AB 284 – Use of Force.

MOTION – DeLaRosa, Second – Chaplin, carried unanimously to approve the Consent Agenda.

Commission Resolutions

Commissioner Dudley called upon Executive Director Alvarez to report on Commission Resolutions to:

- Larry Wallace, Commissioner, Director (Retired), Law Enforcement Division, Department of Justice
- Jim McDonnell, former Commissioner, Sheriff, Los Angeles County Sheriff's Department

Executive Director Alvarez announced that the Resolution for Former Commissioner Wallace had been previously presented.

Executive Director Alvarez announced that the presentation to former Commissioner Jim McDonnell will be postponed as POST was notified the Sheriff would be unable to attend the meeting.

FINANCE COMMITTEE MEETING

D. Financial Report

Commissioner Long provided a brief overview of the Finance Committee meeting. He asked the Commission to review one of the Power Point slides shown to the Finance Committee at it's meeting on Wednesday, February 22, 2017, in Anaheim.

Commissioner Dudley called for a **MOTION** to approve the Finance Committee Report.

MOTION – Bui, Second – Moore, carried unanimously to approve the Finance Committee Report.

Commissioner Long advised, the Finance Committee reviewed reports on proposed recurring contracts for FY 2017/18.

Commissioner Dudley called for a **ROLL CALL VOTE**, by bureau, of proposed recurring contracts for FY 2017/18.

Management Counseling Leadership Development Bureau – MOTION – De La Rosa, Second – Hutchens, Abstain on #3 – Braziel, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into recurring contracts for items 1 – 5 as listed in the Finance Committee Agenda Item 3.

Training Delivery and Compliance Bureau – MOTION – Long, Second – Smith, Abstain on # 7 – Lindley, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into recurring contracts for items 6 – 7 as listed in the Finance Committee Agenda Item 3.

Training Program Services Bureau – MOTION – Leichliter, Second – Chaplin, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into recurring contracts for items 8 – 11 as listed in the Finance Committee Agenda Item 3.

Learning Technology Resources Bureau – MOTION – Braziel, Second – Long, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into recurring contracts for items 12 – 13 as listed in the Finance Committee Agenda Item 3.

Museum of Tolerance – MOTION – Chaplin, Second – Leichliter, Abstain – Lindley, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into a recurring contract for item 14 as listed in the Finance Committee Agenda Item 3.

Law Enforcement Agency Audits – MOTION – De La Rosa, Second – Moore, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to enter into a recurring contract for items 15 as listed in the Finance Committee Agenda Item 3.

ADMINISTRATIVE SERVICES BUREAU

E. **Report on Proposed Changes to Commission Regulation 1015, Reimbursements**

Commissioner Dudley asked if the Commission would like to hear a presentation on the item.

Commissioner Dudley asked if the Advisory Committee discussed and would like to share with the Commission. Chair Blanco offered not additional discussion on the item.

Hearing no request for a presentation, Commissioner Dudley called for a **MOTION** to approve the Proposed Changes to Regulation 1015, Reimbursements.

MOTION – Hutchens, Second – Moore, carried unanimously to authorize the Executive Director to pursue changes through the Office of Administrative Law (OAL) process, to Regulation 1015, Reimbursements. If no public hearing is requested the changes will be effective July 1, 2017.

BASIC TRAINING BUREAU

F. Report on Proposed Changes to the Training and Testing Specifications for Peace Officer Basic Courses

Commissioner Dudley asked if the Commission would like to hear a presentation on the item.

Commissioner Dudley asked if the Advisory Committee discussed and would like to share with the Commission. Chair Blanco offered not additional discussion on the item.

Commissioner Long asked for a presentation on this item. After a discussion the Commission did the following:

Commissioner Dudley called for a **MOTION** to approve the Proposed Changes to the Training and Testing Specifications for Peace Officer Basic Courses.

The Commission discussed the proposed changes to Learning Domain 12 – Controlled Substances and Learning Domain 20 – Use of Force.

MOTION – De La Rosa, Second – Bui, carried unanimously to authorize the Executive Director to pursue changes to Learning Domain 12 – Controlled Substances through the OAL process. If no public hearing is requested the changes will be effective August 1, 2017.

MOTION – Long, Second – Moore, Three Opposed, carried by majority to authorize the Executive Director to return, Learning Domain 20 – Use of Force, Training and Testing Specifications to Subject Matter Experts (SME) for review.

G. Report on Proposed Changes to Commission Regulation 1009, Academy Instructor Certificate Program (AICP)

Commissioner Dudley asked if the Commission would like to hear a presentation on the item.

Commissioner Dudley asked if the Advisory Committee discussed and would like to share with the Commission. Chair Blanco offered not additional discussion on the item.

Hearing no request for a presentation, Commissioner Dudley called for a **MOTION** to approve the Proposed Changes to Regulation 1009, Academy Instructor Certificate Program (AICP)

MOTION – Long, Second – Ramirez, carried unanimously to authorize the Executive Director to pursue changes through the OAL process, to Regulation 1009, Academy Instructor Certificate Program (AICP). If no public hearing is requested, the changes will be effective upon approval by the OAL.

TRAINING PROGRAM SERVICES BUREAU

H. Report on Request to Contract for Law Enforcement Driving Simulator Replacement Project

Commissioner Dudley asked if the Commission would like to hear a presentation on this item.

Hearing no request for a presentation, Commissioner Dudley asked if the Finance Committee had a discussion and if they supported the proposed contract. Commissioner Long, Chair of the Finance Committee, said the Finance Committee reviewed and discussed the proposed contract and supported approval of the item.

Commissioner Dudley asked if the Advisory Committee discussed and would like to share with the Commission. Chair Blanco offered not additional discussion on the item.

Commissioner Dudley called for a **MOTION** to authorize the Executive Director to seek a contract for the replacement of Law Enforcement Driving Simulators in an amount not to exceed \$1,828,000.

MOTION – Chaplin, Second – Leichliter, carried unanimously by **ROLL CALL VOTE** to authorize the Executive Director to seek a contract to Replacement the Law Enforcement Driving Simulators in an amount not to exceed \$1,828,000.

BREAK: 11:56

RECONVENE: 12:12

COMMISSION APPEAL HEARINGS

I. Report on Appeal to Commission by San Marino Police Department regarding Kevin Cordischi

The Commission heard testimony by John Incontro, Chief, San Marino Police Department and Scott Loggins, Bureau Chief, Basic Training Bureau.

Commission Chair Dudley announced the Commission would consider the testimony in Closed Session and would announce a decision when the Commission reconvened in General Session after Closed Session.

J. Report on Appeal to the Commission by Sierra Madre Police Department regarding Grant Cadzow

The Commission heard testimony by Donna Cayson, Lieutenant, Sierra Madre Police Department and Scott Loggins, Bureau Chief, Basic Training Bureau.

Commission Chair Dudley announced the Commission would consider the testimony in Closed Session and would announce a decision when the Commission reconvened in General Session after Closed Session.

K. Report on Appeal to Commission by David Ortiz

The Commission heard testimony by David Ortiz and Scott Loggins, Bureau Chief, Basic Training Bureau.

Commission Chair Dudley announced the Commission would consider the testimony in Closed Session and would announce a decision when the Commission reconvened in General Session after Closed Session.

BREAK: 1:16
RECONVENE: 1:21

COMMITTEE REPORTS

L. Advisory Committee

Marcelo Blanco, Chair of the Advisory Committee, provided a report on the results of the Advisory Committee meeting held on Wednesday, February 22, 2017, in Anaheim, CA.

Advisory Chair Blanco indicated the Committee viewed presentations on Emerging Trends by Andrew Mendonsa, Law Enforcement Consultant, Management Counseling Leadership Development Bureau and John Geissberger, Lieutenant, Albany Police Department; and a presentation on the Tactical Communications online training offered on the Learning Portal by Jan Myyra, Acting Bureau Chief, Learning Technology Resource Bureau.

Advisory Chair Blanco announced the Committee reviewed the nominations for the Excellence in Training awards and the O.J. “Bud” Hawkins awards.

The Advisory Committee announced the following recommendations:

Excellence in Training Awards:

Individual –Casey Bokavich, Sergeant, Redding Police Department

Organizational – California Highway Patrol

Lifetime Achievement –Gordon Sievert, Sergeant (Retired), Academy Coordinator, South Bay Regional Public Safety Consortium

O.J. “Bud” Hawkins Award – Ms. Virginia Tomek, Dispatcher (Retired) Oakland Police Department

Commissioner Dudley called for a **MOTION** to approve the Advisory Committee recommendations to award the Excellence in Training awards to Casey Bokavich; the California Highway Patrol; and Gordon Sievert.

MOTION – Moore, Second – Leichliter, carried unanimously to accept the Advisory Committee recommendations for awarding the Excellence in Training Awards.

Commissioner Dudley called for a **MOTION** to approve the Advisory Committee recommendations to award the O.J. “Bud” Hawkins Award to Virginia Tomek.

MOTION – Hutchens, Second – Leichliter, carried unanimously to accept the Advisory Committee recommendation for awarding the O.J. “Bud” Hawkins award to Virginia Tomek.

CORRESPONDENCE

M. Correspondence

Commissioner Dudley reviewed the correspondence from POST.

OLD BUSINESS

N. Old Business

Commissioner Dudley announced there were no Old Business items to discuss at this time.

NEW BUSINESS

O. New Business

Commissioner Dudley announced there were no Old Business items to discuss at this time.

FUTURE COMMISSION DATES

O. Future Commission Meetings will be held:

- June 21 – 22, 2017, POST, West Sacramento
- October 25 – 26, 2017, POST, West Sacramento
- February 7 – 8, 2018, POST West Sacramento
- June 20 – 21, 2018, POST, West Sacramento
- October 17 – 18, 2018, POST, West Sacramento

Commissioner Dudley announced the Commission would meet in Closed Session.

CLOSED SESSION – 1:40 p.m.

RECONVENE GENERAL SESSION – 2:49 p.m.

Commissioner Dudley called the meeting to order in open session and asked Mr. Darden to brief attendees on the items discussed in Closed Session.

Mr. Darden explained the Commission was briefed and discussed personnel issues and pending litigation matters.

Commissioner Dudley announced the Commissions decision regarding the following appeals:

- San Marino Police Department regarding Kevin Cordischi – Granted the Appeal
- Sierra Madre Police Department regarding Grant Cadzow – Granted the Appeal with further action
- David Ortiz - Denied

Commissioner Dudley announced the conclusion of the Commission Meeting.

ADJOURNMENT – 2:50 p.m.

Respectfully Submitted,

Connie Paoli
Administrative Assistant to the Executive Director